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15 Attorneys for Plaintiff Shane Chen

16 UNITED STATES DISTRICT COURT
17 FOR THE CENTRAL DISTRICT OF CALIFORNIA
18 WESTERN DIVISION

19 SHANE CHEN, a Washington resident,
20 Plaintiff,
21 v.
22 SOIBATIAN CORPORATION, dba IO
23 HAWK and dba SMART WHEELS, a
24 California corporation,
25 Defendant.

Case No.: LA CV15-04562-JAK
(JPRx)

DECLARATION OF PAUL N.
TAUGER IN SUPPORT OF
REQUEST TO ENTER DEFAULT
AGAINST SOIBATIAN
CORPORATION, dba IO HAWK
and dba SMART WHEELS

26 I, Paul N. Tauger, declare as follows:

27 1. I am an attorney, admitted to practice before all of the federal courts of
28 the State of California. I am an attorney with Apogee Law Group, counsel of record
for Plaintiff in this action. I have personal knowledge of the facts averred herein and,

DECLARATION OF PAUL N. TAUGER IN SUPPORT
OF REQUEST TO ENTER DEFAULT AGAINST
SOIBATIAN CORPORATION

CASE NO.: 2:15-cv-04562-JAK (JPRx)

1 if called upon, could and would testify to the truth thereof.

2 2. Defendant Soibatian Corporation, dba IO Hawk and dba Smart Wheels, a
3 California corporation ("Defendant"), was served pursuant to Rule 4 of the Federal
4 Rules of Civil Procedure on August 26, 2015, as evidenced by the proof of service on
5 file with this Court.

6 3. Under Rule 12, Defendant was required to plead or otherwise respond to
7 the complaint by September 25, 2015. The time to plead or otherwise respond to the
8 complaint has not been extended by any agreement of the parties or any order of the
9 Court.

10 4. Defendant has failed to serve or file a pleading or otherwise respond to
11 the complaint. The application time limit for responding to the complaint has expired.

12 5. Defendant is a corporation and, as such, not a minor or an incompetent
13 person.

14 6. Defendant is a corporation and as such the Servicemembers Civil Relief
15 Act does not apply.

16 7. Attached hereto as Exhibit A is a true and correct copy of the proof of
17 service on file with the Court for the Defendant.

18
19 I declare under the penalty of perjury that the foregoing is true and correct.
20 Executed on September 30th, 2015 in Newport Beach, California.

21
22 /s/ Paul N. Tauger
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